



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/802,975
Filing Date: 03/17/2004
Applicant: Gary Allan Strobel
Title: THE APPLICATION OF VOLATILE ANTIBIOTICS AND
NON-VOLATILE INHIBITORS FROM MUSCODOR SPP. TO
CONTROL HARMFUL MICROBES IN HUMAN AND
ANIMAL WASTES
Examiner/GAU: Irene Marx/1651

PROVISIONAL ELECTION

The Honorable Commissioner for Patents
Washington, District of Columbia 20231

Dear Sir:

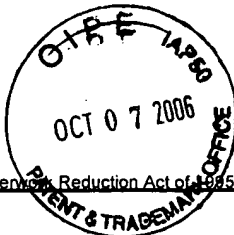
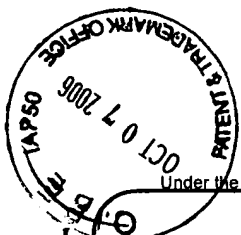
In response to the Office Action mailed on September 29, 2006, Applicant
provisionally elects Group I, Claims 1-18 and 25-27. The election is without traverse.

Respectfully submitted,

Antoinette M. Tease
ANTOINETTE M. TEASE, P.L.L.C.
Attorney for Applicant
PO Box 51016
Billings, MT 59105
(406) 245-5254
Registration No. 53860

Certificate of Mailing: I certify that on the date below this document and referenced attachments, if any, were deposited with the U.S. Postal Service as Express Mail in an envelope addressed to: "Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450."

Antoinette M. Tease
October 7, 2006



10-10-06

Ifu

PTO/SB/21 (09-06)

Approved for use through 03/31/2007. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number 10/802,975

Filing Date 03/17/2004

First Named Inventor Gary Allan Strobel

Art Unit 1651

Examiner Name Irene Marx

Attorney Docket Number PHI04-0001

ENCLOSURES (Check all that apply)

- | | | |
|---|---|---|
| <input type="checkbox"/> Fee Transmittal Form | <input type="checkbox"/> Drawing(s) | <input type="checkbox"/> After Allowance Communication to TC |
| <input type="checkbox"/> Fee Attached | <input type="checkbox"/> Licensing-related Papers | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences |
| <input type="checkbox"/> Amendment/Reply | <input type="checkbox"/> Petition | <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) |
| <input type="checkbox"/> After Final | <input type="checkbox"/> Petition to Convert to a Provisional Application | <input type="checkbox"/> Proprietary Information |
| <input type="checkbox"/> Affidavits/declaration(s) | <input type="checkbox"/> Power of Attorney, Revocation | <input type="checkbox"/> Status Letter |
| <input type="checkbox"/> Extension of Time Request | <input type="checkbox"/> Change of Correspondence Address | <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): |
| <input type="checkbox"/> Express Abandonment Request | <input type="checkbox"/> Terminal Disclaimer | Provisional Election |
| <input type="checkbox"/> Information Disclosure Statement | <input type="checkbox"/> Request for Refund | |
| <input type="checkbox"/> Certified Copy of Priority Document(s) | <input type="checkbox"/> CD, Number of CD(s) _____ | |
| <input type="checkbox"/> Reply to Missing Parts/Incomplete Application | <input type="checkbox"/> Landscape Table on CD | |
| <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | | |

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name Antoinette M. Tease, P.L.L.C.

Signature

Printed name Antoinette M. Tease

Date 10/07/2006

Reg. No. 53680

CERTIFICATE OF TRANSMISSION/MAILINGI hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below: **EXPRESS**

Signature

Typed or printed name Antoinette M. Tease

Date 10/06/2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.